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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re RIPPLE LABS INC. LITIGATION,

Case No. 18-cv-06753-PJH

This Document Relates To:  
All Actions

**DECLARATION OF MAXWELL V. PRITT IN  
SUPPORT OF DEFENDANTS' REQUEST  
FOR JUDICIAL NOTICE**

Date: August 26, 2020  
Time: 9:00 a.m.  
Place: Courtroom 3  
Judge: Hon. Phyllis J. Hamilton

Consolidated First Amended Complaint filed:  
March 25, 2020

[FILED CONCURRENTLY WITH  
NOTICE OF MOTION AND MOTION TO  
DISMISS, MEMORANDUM OF POINTS AND  
AUTHORITIES; REQUEST FOR JUDICIAL  
NOTICE]

**DECLARATION OF MAXWELL V. PRITT**

I, Maxwell V. Pritt, declare and state as follows:

1. I am a partner with the law firm Boies Schiller Flexner LLP, attorneys of record in this action for defendants Ripple Labs Inc. (“Ripple”), XRP II LLC, and Bradley Garlinghouse (collectively, “Defendants”). I am a member in good standing of the Bar of the State of California, and I am admitted to practice before this Court. I have personal knowledge of the matters set forth in this declaration, and if called on to do so, I would testify competently to them.

2. A true and correct copy of the Bureau of Consumer Financial Protection’s Notice of Final Rule on Remittance Transfers under the Electronic Fund Transfer Act, as published in the Federal Register, available at <https://www.govinfo.gov/content/pkg/FR-2020-06-05/pdf/2020-10278.pdf>, is attached as **Exhibit A**.

3. Plaintiff’s Consolidated First Amended Complaint (“FAC”) cites and quotes from Ripple’s Submission to the Conference of State Bank Supervisors, dated February 14, 2015. FAC ¶ 42 & n.23. A true and correct copy of this submission is attached as **Exhibit B**.

4. Plaintiff’s FAC cites and quotes from a CNBC article titled “Ripple is sitting on close to \$80 billion and could cash out hundreds of millions per month—but it isn’t.” FAC ¶¶ 56, 57 & n.37. This article, published January 16, 2018, is available at <https://www.cnbc.com/2018/01/16/why-ripple-is-not-cashing-out-its-xrp-holdings.html>. A true and correct copy of the article is attached as **Exhibit C**.

5. Plaintiff’s FAC cites and quotes from a tweet posted by Ripple on April 26, 2017 at 9:17 AM. FAC ¶ 66 & n.45. The tweet is available at <https://twitter.com/Ripple/status/857267304618278912>. The tweet, in turn, links to a press release posted by Ripple on April 26, 2017, available at <https://ripple.com/insights/ten-new-customers-join-ripples-global-payment-network/>. A true and correct copy of the tweet and the press release are attached as **Exhibit D**.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on June 8, 2020, in San Francisco, California.

/s/ Maxwell V. Pritt  
Maxwell V. Pritt